IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SIXTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 20906 of 2004

Between:

Smt.K.Pushpaveni, W/o Sri K.Devadas,
Prasarabharti (Broadcasting Corporation of India)
R/o H.No.7-1-307/12/A-2, Subashnagar,
Sanathnagar, Hyderabad

..... PETITIONER

AND

1. The Chief Executive Officer, Prasarabharathi
(Broadcasting Corporation of India)
All India Radio & Doordarshan, mandi House, Coparnicus Marg,
New Delhi
2. The Director General, Prasarabharati (BCI), All India Radio,
Akashavani Bhavan, Parliament Street, New Delhi
3. The Station Director, All India Radio, Prasarabharathi (BCI), Saifabad,
Hyderabad
4. The Station Engineer & Head of Office, All India Radio,
Prasarabharathi (BCI), Adilabad
5. Smt.Durga Bhaskar, W/o Late Sri N.S.Bhaskara Rao,
C/o All India Radio, Hyderabad
6. Sri L.Giriraj, S/o
C/o Regional Training Centre (Progs) All India Radio, Hyderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction, more particularly one in the nature of Writ of Mandamus declaring the Order No.Hyd.1(7)2004-S, dated 08-10-2004 issued by the Respondent No.3 as against the Petitioner as illegal, arbitrary and unsustainable in law and set aside the same as against the petitioner.

Counsel for the Petitioner: MRMENDUBABU RAO

Counsel for the Respondents 1 to 4: MR.ARAJASHEKAR REDDY (SC FOR CG)

The Court at the admission stage made the following:

ORDER:

1. The petitioner is working in All India Radio at Hyderabad for the last 22 years in different capacities. The petitioner was transferred through the impugned proceedings to Adilabad Radio Station. The petitioner approached this Court challenging the said transfer order on the ground that Adilabad is a difficult station.

2. The petitioner was transferred in the normal course on administrative grounds and no bias can be attributed to the concerned authorities. Since all other employees are working at Adilabad without expressing any difficulty, Adilabad cannot be treated as a difficult station.

3. The petitioner, therefore, cannot invoke the extraordinary jurisdiction of this Court under Article 226 of the Constitution of India without any cause of action.

4. The writ petition is dismissed as not maintainable. No order as to costs.

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Dr.G.YETHIRAJULU, J

Dated: 16-11-2004

LSK/VS

To

1. The Chief Executive Officer, Prasarabharathi
(Broadcasting Corporation of India)
   All India Radio & Doordarshan, mandi House, Coparnicus Marg,
   New Delhi
2. The Director General, Prasarabharati (BCI), All India Radio,
   Akashavani Bhavan, Parliament Street, New Delhi
3. The Station Director, All India Radio, Prasarabharathi (BCI), Saifabad,
    Hyderabad
4. The Station Engineer & Head of Office, All India Radio,
Prasarabharathi (BCI), Adilabad
5. Two C.D. copies.